



## PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

**Agency:** Department of Social and Health Services, Economic Services Administration

**Subject of possible rule making:**

The department is proposing to amend WACs: 388-450-0015, 388-455-0005, 388-470-0045, 388-470-0055, 388-475-0550, 388-475-0860, and other related rules.

**Statutes authorizing the agency to adopt rules on this subject:**

RCW 74.04.050; 74.04.055; 74.04.057

**Reasons why rules on this subject may be needed and what they might accomplish:**

The proposed amendments are necessary to comply with federal regulations announcement dated December 17, 2010 which requires States to disregard federal income tax refunds received after December 31, 2009 as income in the month received, and as a resource for 12 months when determining eligibility for any program that is funded in whole or part with federal funds, such as TANF, SNAP, and Medicaid.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**

The United States Department of Health and Human Services Administration for Children and Families, and the United States Department of Agriculture Food and Nutrition Service enforces provisions as enacted in the "Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010" (P.L. 111-312). The law includes a provision that disregards tax refunds received after December 31, 2009 as income and resources (for a period of 12 months) in programs funded in whole or part with federal funds, included those operated by States. The Department will develop amendments to budgeting rules that are consistent with this act.

**Process for developing new rule (check all that apply):**

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule-making. A copy of the proposal will be sent to everyone the mailing list and to anyone who requests a copy

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Contact: Kerry Judge-Kemp, Program Manager  
Economic Services Administration, Community Services Division  
PO BOX 45470

Olympia WA 98504-5470

Phone: (360) 725-4630

Fax: (360) 725-4905

E-mail: judgeka@dshs.wa.gov

**DATE**

April 6, 2011

**NAME (TYPE OR PRINT)**

Katherine Vasquez

**SIGNATURE**

**TITLE**

DSHS Rules Coordinator

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE:** April 06, 2011

**TIME:** 10:20 AM

**WSR 11-08-071**